

IN THE UNITED STATES DISTRICT COURT FOR
THE SOUTHERN DISTRICT OF GEORGIA
WAYCROSS DIVISION

U. S. DISTRICT COURT
Southern District of Ga.
Filed in Office
5:10 P. M.
JAN 14 2009
m. James
Deputy Clerk

UNITED STATES OF AMERICA)

v.)

JAMES CONAWAY, a/k/a Little)
James,)

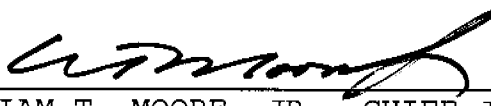
Defendant.)

CASE NO. CR597-003

O R D E R

Before the Court is Defendant Conaway's Request for Certificate of Appealability. (Doc. 1927.) However, Defendant is not appealing a decision in a habeas proceeding. Therefore, no certificate of appealability is required before the Eleventh Circuit Court of Appeals may hear Defendant's case. See 28 U.S.C. § 2253 (requiring certificate of appealability for appeals of final judgments in habeas proceedings). Accordingly, Defendant's Request for a Certificate of Appealability is **DISMISSED AS MOOT.**

SO ORDERED this 14th day of January, 2009.


WILLIAM T. MOORE, JR., CHIEF JUDGE
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF GEORGIA